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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

RHASHAN HUNTER,

Defendant.

Case No. 2:25-mj-00308-DJA

**Stipulation to Extend Deadlines
to Conduct Preliminary Hearing and
File Indictment (Second Request)**

IT IS HEREBY STIPULATED AND AGREED, by and between Sigal Chattah, United States Attorney, and Justin Washburne, Assistant United States Attorney, counsel for the United States of America, and Joy Chen, Assistant Federal Public Defender, counsel for Defendant RHASHAN HUNTER that the Court schedule the preliminary hearing in this case for no earlier than 30 days from the date of the filing of this stipulation. The preliminary hearing is currently set for May 15, 2025 at 4:00pm. This request requires that the Court extend two deadlines: (1) that a preliminary hearing be conducted within 14 days of a detained defendant's initial appearance, *see* Fed. R. Crim. P. 5.1(c); and (2) that an

1 information or indictment be filed within 30 days of a defendant's arrest, *see* 18 U.S.C.
2 § 3161(b).

3 This stipulation is entered into for the following reasons:

4 1. The government has provided discovery to defense counsel which counsel is
5 currently reviewing, and the parties intend to engage in good faith plea negotiations to
6 resolve this matter before an indictment or information is filed.

7 2. Under Federal Rule of Criminal Procedure 5.1(c), the Court "must hold the
8 preliminary hearing within a reasonable time, but no later than 14 days after the initial
9 appearance if the defendant is in custody"

10 3. However, under Rule 5.1(d), "[w]ith the defendant's consent and upon a
11 showing of good cause—taking into account the public interest in the prompt disposition of
12 criminal cases—a magistrate judge may extend the time limits in Rule 5.1(c) one or more
13 times"

14 4. Furthermore, under the Speedy Trial Act, 18 U.S.C. § 3161(b), "[a]ny
15 information or indictment charging an individual with the commission of an offense shall be
16 filed within thirty days from the date on which such individual was arrested or served with a
17 summons in connection with such charges."

18 5. Defendant needs additional time to review the discovery and investigate
19 potential defenses to make an informed decision as to how to proceed, including whether to
20 accept a plea agreement.

21 6. Defendant is in custody and agrees to the extension of the 14-day deadline
22 imposed by Rule 5.1(c) and waives any right to remedies under Rule 5.1(c) or 18 U.S.C.
23 § 3161(b), provided that the information or indictment is filed on or before the date ordered
24 pursuant to this stipulation.

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

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**[Proposed] Order on Stipulation to
Extend Deadlines to Conduct
Preliminary Hearing and File
Indictment**

Based on the stipulation of counsel, good cause appearing, and the best interest of justice being served; the time requested by this stipulation being excludable in computing the time within which the defendant must be indicted and the trial herein must commence pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(b) and (h)(7)(A), and Federal Rule of Criminal Procedure 5.1, considering the factors under 18 U.S.C. § 3161(h)(7)(B)(i) and (iv):

IT IS THEREFORE ORDERED that the preliminary hearing currently scheduled on May 15, 2025 at the hour of 4:00 p.m., be vacated and continued to **June 16, 2025, at 4:00 p.m.**

DATED this 9th day of May, 2025.



HONORABLE DANIEL J. ALBREGTS
UNITED STATES MAGISTRATE JUDGE